

MORRISON & FOERSTER LLP
Michael A. Jacobs, *pro hac vice*
Eric M. Acker, *pro hac vice*
Kenneth W. Brakebill, *pro hac vice*
Marc J. Pernick, *pro hac vice*
David E. Melaugh, *pro hac vice*
425 Market Street
San Francisco, CA 94105-2482
Telephone: (415) 268-7000
Facsimile: (415) 268-7522

ANDERSON & KARRENBORG
Thomas R. Karrenberg, #3726
John P. Mullen, #4097
Heather M. Sneddon, #9520
700 Chase Tower
50 West Broadway
Salt Lake City, UT 84101
Telephone: (801) 534-1700
Facsimile: (801) 364-7697

Attorneys for Defendant and Counterclaim-Plaintiff Novell, Inc.

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

THE SCO GROUP, INC., a Delaware
corporation,

Plaintiff and Counterclaim-
Defendant,

v.

NOVELL, INC., a Delaware corporation,

Defendant and Counterclaim-
Plaintiff.

**NOVELL'S SECOND AMENDED
RULE 26 PRETRIAL DISCLOSURES**

Case No. 2:04CV00139

Judge Dale A. Kimball

In light of the Court's August 10, 2007 Memorandum Decision and Order, the parties have agreed to exchange amended pretrial disclosures. Pursuant to Federal Rule of Civil Procedure 26(a)(3), Novell hereby makes the following second amended disclosures:

Federal Rule of Civil Procedure 26(a)(3)(A): Please see Exhibits A-1 and A-2. These Exhibits are identical to Exhibits A-1 and A-2 contained in Novell's First Amended Rule 26 Pretrial Disclosures, filed August 22, 2007.

Federal Rule of Civil Procedure 26(a)(3)(B): Please see Exhibit B. Please note that this exhibit designates deposition testimony from both this action and from depositions in *SCO v. IBM*, Case No. 03-0294. This Exhibit is identical to Exhibit B contained in Novell's First Amended Rule 26 Pretrial Disclosures, filed August 22, 2007.

Federal Rule of Civil Procedure 26(a)(3)(C): Please see Exhibit C. Please note that this exhibit is identical to Exhibit C contained in Novell's First Amended Rule 26 Pretrial Disclosures, except for the addition of five exhibits numbered NOV-EX-420 through -424 (dated 6/3/03, 9/1/03, 2/1/04, 12/10/04, and 1/3/07).

These disclosures are made on the basis of the Court's August 10 Order and the parties' August 17 Joint Statement. Novell notes that the parties are continuing to meet and confer regarding certain outstanding discovery issues as well as possibilities for further narrowing of the scope of trial. Novell also intends to bring a motion for a bench trial. Novell reserves the right to supplement or otherwise modify these disclosures.

(Signature page follows)

DATED: August 23, 2007

ANDERSON & KARRENBERG

/s/ Heather M. Sneddon

Thomas R. Karrenberg

John P. Mullen

Heather M. Sneddon

-and-

MORRISON & FOERSTER LLP

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Attorneys for Novell, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of August, 2007, I caused a true and correct copy of **NOVELL'S SECOND AMENDED RULE 26 PRETRIAL DISCLOSURES** to be served to the following:

Via CM/ECF:

Brent O. Hatch
Mark F. James
HATCH JAMES & DODGE, P.C.
10 West Broadway, Suite 400
Salt Lake City, Utah 84101

Stuart H. Singer
William T. Dzurilla
Sashi Bach Boruchow
BOIES, SCHILLER & FLEXNER LLP
401 East Las Olas Blvd., Suite 1200
Fort Lauderdale, Florida 33301

David Boies
Edward J. Normand
BOIES, SCHILLER & FLEXNER LLP
333 Main Street
Armonk, New York 10504

Devan V. Padmanabhan
John J. Brogan
DORSEY & WHITNEY, LLP
50 South Sixth Street, Suite 1500
Minneapolis, Minnesota 55401

Via U.S. Mail, postage prepaid:

Stephen Neal Zack
BOIES, SCHILLER & FLEXNER LLP
100 Southeast Second Street, Suite 2800
Miami, Florida 33131

/s/ Heather M. Sneddon